

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

JESAL DESAI A/K/A JESAL A. PATWARI,  
SHAPAT, INC., SHAPAT II, LLC,  
SHAPAT III, LLC AND PATWARI, LLC

## Consolidated Plaintiffs

DOCTORS ASSOCIATES, INC. AND  
SUBWAY REAL ESTATE CORP.

Consolidated Defendants

DOCTORS ASSOCIATES INC.

Plaintiff

JESAL DESAI A/K/A JESAL A. PATWARI,  
SHAPAT, INC., SHAPAT II, LLC,  
SHAPAT III, LLC AND PATWARI, LLC

## Defendants

Civil Action No. 08-3363 (WJM-MF)

CONSOLIDATED  
PLAINTIFFS/DEFENDANTS'  
EMRGENT MOTION TO REFER  
TO BANKRUPTCY COURT

CONSOLIDATED PLAINTIFFS' EMERGENT MOTION TO REFER THE PENDING ACTION FROM UNITED STATES DISTRICT COURT, NEWARK, BEARING DOCKET NUMBER 08-3363, TO THE UNITED STATES BANKRUPTCY COURT, NEWARK

PLEASE TAKE NOTICE that on a date when the consolidated plaintiffs/defendants may be heard by the court on an emergent basis, Movant Jesal Desai, a/k/a Jesal A. Patwari, Shapat, Inc., Shapat II, LLC, Shapat III, LLC and Patwari, LLC, by and through their undersigned counsel, shall move before Honorable William J. Martini, United States District Court, District of New Jersey, for referral of the litigation matters pending in the U.S. District Court, Newark, to the U.S. Bankruptcy Court, Newark.

In support of this motion, the Movant shall rely upon the attached certifications, brief and exhibits. Oral argument is requested.

October 22, 2008

By: /s Susheela Verma, Esq.  
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